

Case Conclusion Data Sheet (updated August 2004)

A. Case and Facility Background

1. Enforcement Action ID 06-2010-4361
2. Enforcement Action Name Gulfport Energy Corporation
3. Settlement Action Type
- _____ (a) Consent decree or court order resolving a judicial action
- _____ (b) Admin. Compliance Order (with/without injunctive relief)
- X (c) Admin. Penalty Order (without injunctive relief)
- _____ (d) Notice of Determination
4. Was Alternative Dispute Resolution used in this action (Y/N) N
5. Was an Environmental Management System requested (Y/N) N
6. Administrative Action Date: _____ Final Order Issued: 9/22/2010
- or
- Civil Action Date: _____ CD Lodged _____ CD Entered _____
7. Respondent(s) Bret Hoffpauir, P. O. Box 331, Hackberry, LA 70645
8. Federal Statute(s) violated (e.g., CAA, EPCRA, etc.) (Not U.S.C. or CFR) CWA-311(i)
9. Facility Name(s) Gulfport Energy Corporation, MP Erwin A
10. Facility Address(s) Street: 561 North Main City: Hackberry County: Cameron
St: LA Zip: 70645

Lat: 30.03037 N Long: -93.33297 W

B. Penalty (if there is no penalty, enter 0 and proceed to #15)

11. For multimedia actions, Cash Civil Penalty Amount Required by statute:
- | Statute | Amount |
|---------|----------|
| _____ | \$ _____ |

12. Federal Penalty Required \$ 975 Date of Check: 9/17/2010
13. (if shared) State/Local Penalty Amount \$ _____

C. Cost Recovery

14. Amount cost recovery Required: \$ _____ EPA \$ _____ State and/or Local Government
\$ _____ Other

D. Supplemental Environmental Project (SEP) Information (Y/N) If Yes, for each SEP provide the following:

15. Is Environmental Justice addressed by impact of SEP? (Y/N)
16. SEP description
17. Category of SEP(s)
- _____ (a) Public Health
- _____ (b) Pollution Prevention (Complete Q. 19)
- _____ (1) equipment/technology modifications
- _____ (2) process/procedure modification
- _____ (3) product reformulation/redesign
- _____ (4) raw materials substitution
- _____ (5) improved housekeeping/O&M/training/inventory-control
- _____ (6) in-process recycling
- _____ (7) energy efficiency/conservation
- _____ (c) Pollution Reduction (Complete Q. 19)
- _____ (d) Environmental Restoration and Protection
- _____ (e) Assessments and Audits
- _____ (f) Environmental Compliance Promotion
- _____ (g) Emergency Planning and Preparedness
- _____ (h) Other Program Specific SEP

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18. Cost of SEP. Cost calculated by the Project Model is required. \$

19. Quantitative environmental pollutants and/or chemicals and/or waste-streams, amount of reductions/eliminations (e.g., emissions/discharges)

ENVIRONMENTAL BENEFIT OF SEP

<u>Pollutant/Chemical/Waste Stream</u>	<u>Amount</u>	<u>Units (circle one)</u>	<u>Potentially Impacted Media</u>
		Pounds/yr	Air
		People	Land
		Acres	Water (navigable/surface)
		Linear Feet ss	Water (wetlands)
		Linear Feet ms	Water (wastewater to a POTW)
		Linear Feet ls	Water (underground source of drinking water)
		Gallons/yr	Water (ground)
		Pounds	Animals/Plants/Humans
			Buildings/Houses/Schools

E. Injunctive Relief/Compliance Actions (Non-SEP)(APO's w/o inj. relief [4^o] above], Superfund Admin Cost Recovery Agreements[4(f) above] SKIP THIS SECTION)

20. What action did violator accomplish prior to receipt of settlement/order or will take to return to compliance or meet addl. requirements (other than what has already been reported on the Inspection Conclusion Data Sheet (ICDS)). This may be due to settlement/order requirements or otherwise required by statute or regulation (e.g. actions related to an APO which did not specify compliance requirements). Where separate penalty and/or compliance orders are issued in connection w/same violation(s), report the following information for only one. Select response(s) from the following:

Actions with Direct Environmental Benefits and/or Direct

Response/Corrective Action

- ☐ Source Reduction/Waste Minimization (RCRA)
- ☐ Industrial/Municipal Process Change (includes flow reduction)
- ☐ Emissions/Discharge Change (e.g. end-of-pipe treatment)
- ☐ Implement Best Management Practices (BMPs)
- ☐ Wetlands Mitigation
- ☐ In-situ and Ex-situ Treatment (CERCLA/RCRA Corrective Action)
- ☐ Waste Treatment (RCRA/TSCA)
- ☐ Removal of Spill
- ☐ Removal of Contaminated Medium (soil, drums etc.)
- ☐ Containment (CERCLA)
- ☐ Leak Repair (CAA)
- ☐ Import Denied (FIFRA)
- ☐ Pesticide Destroyed (FIFRA)

Preventative Actions to Reduce Likelihood of Future Releases

- ☐ Disposal Change
- ☐ Storage Change
- ☐ Develop/Implement Asbestos Management Plan
- ☒ Develop/Implement Spill Prevention and Countermeasures Control (SPCC) Plan
- ☐ Obtain Permit for Underground Injection (UIC)
- ☐ UIC Plug and Abandon

Facility/Site Management and Info. Practices

- ☐ Testing/Sampling
- ☐ Auditing
- ☐ Labeling
- ☒ Record keeping
- ☐ Reporting
- ☐ Information Letter Response
- ☐ Financial Responsibility Requirements
- ☐ Environmental Management Review
- ☐ RI/FS or RD (CERCLA)
- ☐ Site Assessment/Characterization (CERCLA)
- ☐ Provide Site Access (CERCLA)
- ☐ Monitoring
- ☐ UST Release Detection
- ☐ Storm water Site Inspections
- ☐ Asbestos Inspections
- ☒ Training
- ☐ Planning
- ☐ Permit Application
- ☐ Work Practices
- ☐ Notification (TSCA Section 6)
- ☐ Leak Detection (CAA)
- ☐ Spill Notification

___ UIC Demonstrate Mechanical Integrity
 ___ Develop/Implement CMOM Program (CWA)
 ___ UST Tank Closure
 ___ UST Secondary Containment
 ___ UST Corrosion or Overfill Protection
 ___ RCRA Labeling/Manifesting
 ___ RCRA Waste Identification
 ___ RCRA Secondary Containment
 ___ Lead-Based Paint Disclosure
 ___ Lead-Based Paint Removal Training/Certification
 ___ Asbestos Training/Certification/Accreditation
 ___ Asbestos Abatement
 ___ Asbestos Plan Submission
 ___ Notification (SDWA, FIFRA)
 ___ Worker Protection (FIFRA)
 ___ Pesticide Registered (FIFRA)
 ___ Pesticide Certified (FIFRA)
 ___ Pesticide Claim Removed (FIFRA)
 ___ Pesticide Label Revision (FIFRA)

21. Cost of actions described in item #21. (Actual cost data supplied by violator is preferred figure.)

Physical actions: \$ 3169

Non-Physical actions: \$

22. Quantitative environmental impact of actions described in item #21: (Add additional pollutants on blank sheet)

REDUCTIONS/ELIMINATIONS/TREATMENT

<u>Pollutant/Chemical/Waste Stream</u>	<u>Amount</u>	<u>Units</u>	<u>Potentially Impacted Media</u>
		Pounds/yr.	Air
		People	Land
		Cubic Yards	Soil
		Acres	Water (navigable/surface)
		Linear Feet (ss/ms/l)	Water (wetlands)
		Gallons	Water (underground source of drinking water)
		Pounds	Water (ground)
		Miles of Stream Impacted	Animals/Plants/Humans

PREVENTION

<u>Pollutant/Chemical/Waste Stream</u>	<u>Amount</u>	<u>Units</u>	<u>Potentially Impacted Media</u>
<u>Oil</u>	<u>335093</u>	Gallons	Water (navigable/surface)

Violation:

Failure to Develop/Implement a/their Spill Prevention Control and Countermeasure Plan- 40 CFR part 112.3

SPCC Inspection Number: FY-INSP- 100152

CASE CLOSURE FORM

Name of Case: Gulfport Energy Corporation, MP Erwin A

Docket Number: CWA-06-2010-4361

Date Complaint Issued: 8/30/2010

Date Concluded: 9/22/2010

How Concluded: Final Order signed

Date of Case Conclusion Data Sheet: 9/22/2010

Date Penalty Due: N/A

Date Penalty Collected: 9/17/2010

Additional Settlement Conditions: None

Date Settlement Conditions Satisfied: None

Attorney/Case Handler:

Bryant Smalley.

Date:

9/22/2010.